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PTO/SB/21 (09-04)

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JFW

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/728,405
	Filing Date	February 12, 2004
	First Named Inventor	Nathaniel S. Fox
	Art Unit	3673
Total Number of Pages in This Submission	Examiner Name	
	Attorney Docket Number	04017.00066

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Supplemental Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): PTO Form SB/08a; Copies of foreign references Return Receipt Postcard; Certificate of Mailing by Express Mail
Remarks The Commissioner is hereby authorized to charge any deficiency or credit any overpayment to Deposit Account No. 19-0733. A duplicate copy of this sheet is enclosed. EV 406113222 US		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm	Banner & Witcoff, LTD.		
Signature			
Printed Name	Jon O. Nelson		
Date	May 3, 2005	Reg. No.	24,566

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Signature			
Typed or printed name		Date	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**CERTIFICATE OF MAILING
(PATENT APPLICATION)**

Express Mail No. EV 406113222 US

Deposited May 3, 2005

I hereby certify that the attached correspondence, identified below, is being deposited with the United States Postal Service as "Express Mail Post Office to Addressee" under 37 CFR § 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Mail Stop Amendment, P. O. Box 1450, Alexandria, VA, 22313-1450.

By: Rafael Perez
(person actually depositing)

In the Application of: Nathaniel S. Fox

Serial No. 10/728,405

Title: Apparatus and Method for Building Support Piers From One or
Successive Lifts Formed in a Soil Matrix

Attorney Docket No. 04017.00066

- ☒ Transmittal Form, in duplicate
- ☒ Supplemental Information Disclosure Statement
- ☒ PTO Form SB/08a
- ☒ Copies of Foreign References
- ☒ Return Receipt Postcard



EV 406113222 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

(Case No. 04017.00066)

In the Application of:

Nathaniel S. Fox

Serial No.: 10/728,405

Filed: February 12, 2004

For: Apparatus and Method for Building
Support Piers From One or Successive
Lifts Formed in a Soil Matrix

Group Art Unit: 3673

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. §§1.97 and 1.98, applicant wishes to make the following references of record in the above-identified application. These references may be material to the patentability of the presently pending claims. Copies of the references cited below are enclosed along with a completed PTO/SB/08a form.

The present Disclosure Statement is being submitted in compliance with 37 C.F.R. 1.56 as an Examiner might consider the cited documents important in deciding whether to allow the application to issue as a patent, but the citation of such documents is not to be construed as an admission that such documents are necessarily relevant or prior art. No representation is

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Attorney Docket No. 04017.00066
Serial No. 10/728,405

intended that the cited documents represent the results of a complete search, and it is anticipated that the Examiner in the normal course of examination, will make an independent search and will determine the best prior art and in the course of such search, will review for relevance the documents cited on the attached form even if not initialed.

Foreign Patents

WO 1994/023135, publication date October 13, 1994, Skogberg.

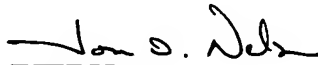
EP 079875, publication date, February 12, 1986, Skogberg.

SU 649789, May 8, 1979.

Respectfully submitted,

BANNER & WITCOFF, LTD.

Dated: May 3, 2005

By: 

Jon O. Nelson
Reg. No. 24,566

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(Use as many sheets as necessary)

Sheet	1	of	1
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Complete if Known

Application Number	10/728.405
Filing Date	February 12, 2004
First Named Inventor	Nathaniel S. Fox
Art Unit	3673
Examiner Name	
Attorney Docket Number	04017.00066

U.S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

[illegible]

**Examiner
Signature**

Date
Considered

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹ Applicant's unique citation designation number (optional). ² See Kinds Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ³ Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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